



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CAI *et al.*

Appl. No.: 10/572,910

§ 371 Date: March 21, 2006

For: **Substituted 2-Arylmethylene-N-aryl-N'-aryl-malonamides and Analogs as Activators of Caspases and Inducers of Apoptosis**

Confirmation No.: 4626

Art Unit: 1614

Examiner: Weddington, Kevin E.

Atty. Docket: 1735.0930001/RWE/BSA

Reply to Restriction Requirement

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Mail Stop Amendment

Sir:

In reply to the Office Action dated July 3, 2007, requesting an election of one invention to prosecute in the above-referenced patent application, Applicant hereby provisionally elects to prosecute the invention of Group V, represented by claims 27-33. This election is made without prejudice to or disclaimer of the other claims or inventions disclosed.

This election is made with traverse.

Applicants also hereby provisionally elect 2-(3,5-Dichloro-2-(2-morpholin-4-yl-ethoxy)-benzylidene)-N-(2-chloro-4-pyridyl)-N'-(3-trifluoromethyl-phenyl)-malonamide as the specie. Claims 27, 28 and 29 read on such species. This election is made without prejudice to or disclaimer of the other claims or inventions disclosed.

This election is made with traverse.

Reconsideration and withdrawal of the Restriction Requirement and the Requirement for Election of Species, and consideration and allowance of all pending claims, are respectfully requested.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: July 26, 2007

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